



**CITY OF LODI
COUNCIL COMMUNICATION**

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AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation (\$228,552.62)

MEETING DATE: October 4, 2006 City Council Meeting

PREPARED BY: City Attorney's Office

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement Litigation in the total amount of \$228,552.62.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn for services incurred relative to the Environmental Abatement Program litigation and need to be considered for payment.

Folger Levin & Kahn - Invoices Distribution				Water Acct.
Matter No.	Invoice No.	Date	Description	Total Amount
8002	97311	8/31/2006	People v M&P Investments	\$54,383.52
				\$ (975.00)
8003	97307	8/31/2006	Hartford Insurance Coverage Litigat	\$128,329.65
				(\$6,337.00)
8008	97312	8/31/2006	City of Lodi v. Envision Law Group	\$50,101.77
				(\$560.00)
	13714	Jul-Sep06	Keith O'Brien/PES Environmental, In	\$441.68
	6287	7/1/2006	Peter Krasnoff, West Envir. Service	\$3,168.00
				<u>\$228,552.62</u>

FISCAL IMPACT: These expenses will be paid out of the Water Fund.

FUNDING AVAILABLE: Water Fund \$228,552.62

Approved:

Approved:

Ruby Paiste, Financial Services Manager

Stephen Schwabauer, City Attorney

APPROVED:

Blair King, City Manager